

Panaji, 13th February, 1997 (Magha 24, 1918)

SERIES II No. 46

# OFFICIAL GAZETTE



## GOVERNMENT OF GOA

NOTE: There are three Extraordinary issues to the Official Gazette, Series II No. 45 dated 6-2-1997 as follows:

1. Extraordinary dated 7-2-1997 from pages 797 to 798 regarding Notification from Department of Finance, Revenue and Expenditure Division.
2. Extraordinary No. 2 dated 11-2-1997 from pages 799 to 800 regarding Notification from Goa Legislature Secretariat.
3. Extraordinary No. 3 dated 11-2-1997 from pages 801 to 802 regarding Notification from Goa Legislature Secretariat.

### GOVERNMENT OF GOA

#### Department of Agriculture

##### Order

No. 2/12/96-AGR

Read: Govt. Order Nos.

- 1) RET-II/15/44/92-93/ Agri. dated 19-10-1993.
- 2) RET-II/15/44/92-93/ Agri. dated 3-11-1995.

On relinquishing the charge of Chairman of Goa Horticultural and Plantation Crops Development Corporation Ltd., by Dr. H. Y. Karapurkar and in pursuance of Article 76 of the articles of the Association of Goa Horticultural and Plantation Crops Development Corporation Ltd., the Government of Goa is pleased to appoint Smt. Victoria Fernandes, Member of Legislative Assembly St. Cruz as Director on the Board of Goa Horticultural and Plantation Crops Development Corporation Ltd., for a period of five years with effect from the date of issue of this order.

Further, in pursuance of Article 76 (iii) of the Articles of the Association of Goa Horticultural and Plantation Crops Development Corporation Ltd., the Government is pleased to appoint Smt. Victoria Fernandes, Member of Legislative Assembly St. Cruz as the Chairperson of Goa Horticultural and Plantation Crops Development Corporation Ltd., Panaji.

By order and in the name of the Governor of Goa.

K. G. Sharma, Director of Agriculture & Ex-Officio Joint Secretary.

Panaji, 28th October, 1996.

##### Order

No. 2-7-93-AGR/89

Government is pleased to appoint Shri Pramod Ramesh Joshi to the post of Assistant Agriculture Officer (Group 'B') Gazetted in the Directorate of Agriculture in the pay scale of Rs. 1640-60-2600-EB-75-2900/- plus other allowances with immediate effect.

Shri Joshi is posted in the Zonal Agricultural Office, Canacona against the vacant post of Shri Sandeep Fal Dessai, transferred earlier.

The appointment is on officiating basis, he will be on probation for a period of two years and is made on recommendations of Goa Public Service Commission, vide their letter No. COM/1/5/2(1)/93 dated 4-9-1996.

By order and in the name of the Governor of Goa.

K. G. Sharma, Director of Agriculture & Ex-Officio Joint Secretary.

Panaji, 12th December, 1996.

#### Directorate of Agriculture

##### Order

No. 2/15/94-AGR/58

- Read: 1) Govt. order No. 2/15/94-AGR dated 30-9-1994.  
2) Govt. order No. 2/15/94-AGR dated 26-12-1995.

Sanction of the Government is hereby conveyed for the extension of deputation period of Shri Ali Ahmed, Asstt. Director of Agriculture in the Directorate of Agriculture to the post of General Manager in the pay scale of Rs. 3000-4500/- in the Goa Horticulture and Plantation Crops Development Corporation Ltd., Panaji by one year with effect from 18-10-96 to 17-10-97 on the same terms and conditions as laid down in the Government orders in force.

By order and in the name of the Governor of Goa.

K. G. Sharma, Director of Agriculture and Ex-Officio Joint Secretary.

Panaji, 15th November, 1996.

##### Order

No. 2-15/94-AGR/74

Read: Order No. 2/15/94-AGR/58 dated 15-11-1996.

In supersession to order referred to above, sanction of the Government is hereby conveyed for the extension of deputation period of Shri Ali Ahmed, Dy. Director of Agriculture in the

Directorate of Agriculture to the post of General Manager in the pay scale of Rs. 3000-4500/- in the Goa Horticulture and Plantation Crops Development Corporation Ltd., Panaji by one year with effect from 18-10-96 to 17-10-97 on the same terms and conditions as laid down in the Government orders in force.

By order and in the name of the Governor of Goa.

K. G. Sharma, Director of Agriculture & Ex-Officio Joint Secretary.

Panaji, 2nd December, 1996.

#### Order

No. 2/9/79-AGR(PART)/104

Shri Anil Noranha, Asstt. Agriculture Officer, who is presently working in Zonal Agriculture Office, Mapusa, is hereby transferred with immediate effect and is posted in the Office of Farm Superintendent, Kalay against the vacancy caused due to transfer of Shri Satej Kamat earlier.

No TA/DA and joining time is admissible as the transfer is made at his own request.

By order and in the name of the Governor of Goa.

K. G. Sharma, Director of Agriculture & Ex-Officio Jt. Secretary.

Panaji, 18th December, 1996.

### Department of Cooperation

Office of Asstt. Registrar of Cooperative Societies

#### Notification

No. 5-625-1996/ARSZ/Credit

In exercise of the powers vested in me under Section 9 of the Maharashtra Cooperative Societies Act, 1960 as applied to the State of Goa, "The Leela Beach Employees Cooperative Credit Society Ltd., Mobor-Cavelossim, Salcete-Goa is registered under code symbol No. 8-RES-(a)-79/South Goa/96.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 27th August, 1996.

#### Certificate of Registration

The Leela Beach Employees Cooperative Credit Society Ltd., Mobor, Cavelossim, Salcete-Goa, has been registered on 27-8-96 and it bears registration code symbol No. 8-RES-(a)-79/South Goa/96 and it is classified as "Resource Society" under Sub-classification (a) of column 8 in terms of Rule 9 of the Cooperative Societies Rules, 1962 for the State of Goa.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 27th August, 1996.

#### Notification

No. 5-624-1996/ARSZ/HSG

In exercise of the powers vested in me under Section 9 of the Maharashtra Cooperative Societies Act, 1960 as applied to the State of Goa, "Shanti Dham Cooperative Housing Society Ltd., Aquem-Baixo, Navelim, Salcete-Goa is registered under code symbol No. HSG-(b)-162/South Goa/96.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 26th August, 1996.

#### Certificate of Registration

Shanti Dham Cooperative Housing Society Ltd., Aquem-Baixo, Navelim, Salcete-Goa has been registered on 26-8-96 and it bears registration code symbol No. HSG-(b)-162/South Goa/96 and it is classified as "Housing Society" under Sub-classification No. 5-(b) Tenant Co-partnership Housing Society in terms of Rule 9 of Cooperative Societies Rules, 1962 for the State of Goa.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 26th August, 1996.

#### Notification

No. 5-617-1996/ARSZ/HSG

In exercise of the powers vested in me under Section 9 of the Maharashtra Cooperative Societies Act, 1960 as applied to the State of Goa, "Chaitra Apartments Cooperative Housing Society Ltd., Borda, Margao-Goa is registered under code symbol No. HSG-(b)-156/South Goa/96.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 18th July, 1996.

#### Certificate of Registration

Chaitra Apartments Cooperative Housing Society Ltd., Borda, Margao-Goa has been registered on 18-7-1996 and it bears registration code symbol No. HSG-(b)-156/South Goa/96 and it is classified as "Housing Society" under Sub-classification No. 5-(b) Tenant Co-partnership Housing Society in terms of Rule 9 of Cooperative Societies Rules, 1962 for the State of Goa.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 18th July, 1996.

#### Notification

No. 5-619-1996/ARSZ/HSG

In exercise of the powers vested in me under Section 9 of the Maharashtra Cooperative Societies Act, 1960 as applied to the State of Goa, Cimas Cooperative Housing Society Ltd., Fatorda, Margao, Salcete-Goa is registered under code symbol No. HSG-(b)-158/South Goa/96.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 5th August, 1996.

**Certificate of Registration**

Cimas Cooperative Housing Society Ltd., Fatorda, Margao-Salcete-Goa has been registered on 5-8-1996 and it bears registration code symbol No. HSG-(b)-158/South Goa/96 and it is classified as "Housing Society" under Sub-classification No. 5-(b)-Tenant Co-partnership Housing society in terms of Rule 9 of Cooperative Societies Rules, 1962 for the State of Goa.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 5th August, 1996.

**Notification**

No. 5-618-1996/ARSZ/HSG

In exercise of the powers vested in me under Section 9 of the Maharashtra Cooperative Societies Act, 1960 as applied to the State of Goa, Silver Arc Cooperative Housing Society Ltd., Fatorda, Margao-Goa is registered under code symbol No. HSG-(b)-157/South Goa/96.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 26th July, 1996.

**Certificate of Registration**

Silver Arc Cooperative Housing Society Ltd., Fatorda, Margao-Goa has been registered on 26-7-1996 and it bears registration code symbol No. HSG-(b)-157/South Goa/96 and it is classified as "Housing Society" under Sub-classification No. 5-(b)-Tenant Co-partnership Housing Society in terms of Rule 9 of Cooperative Societies Rules 1962 for the State of Goa.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 26th July, 1996.

**Notification**

No. 60/221/96/TS

In exercise of the powers vested in me under Section 9(1) of the Maharashtra Cooperative Societies Act, 1960 as applied to the State of Goa, Shree Sai Labour Contract Coop. Society Ltd., Ela Old Goa is registered under code symbol No. RCS-Labour-1/Goa/96.

G. S. Patil, Dy. Registrar of Coop. Societies.

Panaji, 5th September, 1996.

**Certificate of Registration**

Shree Sai Labour Contract Coop. Society Ltd., Ela Old-Goa is registered on 5-9-1996 and it bears registration No. RCS-Labour-1/Goa/96 and it is classified as "Producers Society and sub-classified as Labourer's Industrial Society" under clause 7(b) in terms of Rule 9(1) of the Cooperative Societies Rules, 1962 for the State of Goa.

G. S. Patil, Dy. Registrar of Coop. Societies.

Panaji, 5th September, 1996.

**Department of Education, Art & Culture**  
**Higher Education Division**
**Order**

No. 7/5/87/EDN/Misc/2534

Consequent to the judgement of Bombay High Court dated 19th April, 1983 in respect of Writ Petition No. 159/78, Shri Kalidas B. Marathe was assigned his original seniority of Middle School Headmaster w.e.f. 20-10-1973 and therefore proceedings of the Departmental Promotion Committee held in 1983 were ordered to be reviewed in order to assess the suitability of Shri Marathe, Middle School Headmaster for promotion to the post of Headmaster of Government High School at the relevant period.

2. On the recommendations of the review D.P.C., Government is pleased to order the promotion on regular basis of Shri K. B. Marathe, Middle School Headmaster to the post of Headmaster of Government High School in the pay scale of Rs. 2000-3500 w.e.f. 1-12-1983.

3. With this promotion, Shri Marathe shall be assigned seniority in the grade of Headmaster of Government High School above Shri Abdul Majeed Aga who was promoted vide order No. 14/8/78/WET dated 1-12-1983.

4. On promotion the pay of Shri Marathe shall be fixed notionally and he shall not be entitled to arrears of pay.

The order of even number dated 21-3-1994 shall be treated as cancelled.

By order and in the name of the Governor of Goa.

G. J. Prabhudessai, Under Secretary (Education).

Panaji, 27th November, 1996.

**Department of Finance**  
**Revenue and Expenditure Division**
**Order**

No. 6/5/85-Fin (R&C) (Part-I)

On the recommendation of the Goa Public Service Commission as conveyed vide their letter No. COM/1/5/43(1)/89 dated 26-8-1996, Government is pleased to appoint Smt. Dipali D. Naik to the post of Sales Tax Officer (Group 'B' Gazetted), on regular basis in the pay scale of Rs. 2000-3500 and post her in the Sales Tax Office, Margao Ward, Margao-Goa with immediate effect.

Smt. Naik shall be on probation for a period of two years with effect from the date she takes charge of the post.

By order and in the name of the Governor of Goa.

S. V. Madkaikar, Under Secretary (Fin-Exp.).

Panaji, 11th November, 1996.

**Order**

No. 2/6/87-Fin (R&C)

On the recommendation of Departmental Promotion Committee as conveyed by Goa Public Service Commission vide their letter No. COM/II/17(1)/91 dated 9-9-96 Government is pleased to promote

Shri Inacio Gracias, Excise Inspector, to the post of Superintendent of Excise (Group 'B' Gazetted), on regular basis, in the pay scale of Rs. 2000-3500/- and post him against the vacancy at M/s Arlem Breweries, Raia, Salcete, Goa.

He will be on probation for a period of two years with effect from the date of taking over the charge of the post.

By order and in the name of the Governor of Goa.

S. V. Madkaikar, Under Secretary (Fin-Exp.).

Panaji, 17th December, 1996.

### Notification

No. 6/4/86-Fin (R&C)

Read: Government order No. 6/6/85-Fin (R&C)/Part dated 1-7-1996.

In exercise of the powers conferred by clause (a) of sub-section (2) of section 3 of the Goa Tax on Luxuries (Hotels and Lodging Houses) Act, 1988 (Act 17 of 1988) (hereinafter called the 'said Act'), the Government of Goa hereby appoints the officers specified in Column (2) of the Schedule hereto, as Luxury Tax Officers for the purpose of the said Act with effect from the dates and within their respective jurisdiction as shown in the corresponding entries in column (3) and (4) respectively of said Schedule until further orders.

### SCHEDULE

Sr. No.	Name of the Officer	Designation	Jurisdiction
1	2	3	4
1.	Shri K. V. Signapurkar	Sales Tax Officer	Margao ward.
2.	Shri K. R. S. Nair	Sales Tax Officer	Mapusa ward.
3.	Kum. Linette A. Ferrao	Sales Tax Officer	Panaji ward.

By order and in the name of the Governor of Goa:

S. V. Madkaikar, Under Secretary (Fin-Exp.).

Panaji, 11th November, 1996.

## Department of Food & Civil Supplies

### Notification

No. CSD/5521/96

In exercise of the powers conferred by clause (e) of sub-section (1) of section 12 AA of the Essential Commodities Act, 1955 (Central Act 10 of 1955) (hereinafter called as the 'said Act'), the Government of Goa hereby authorises the Inspectors and Sub-Inspectors of the Directorate of Civil Supplies, for the purposes of said clause (e) of sub-section (1) of section 12 AA of the said Act.

By order and in the name of the Governor of Goa.

G. P. Chimulkar, Joint Secretary (Civil Supplies).

Panaji, 31st January, 1997.

## Department of Irrigation

### Office of the Chief Engineer

### Order

No. 74-1-82/CE-Irrg/Adm. II/1044

Government is pleased to order transfers/postings of below mentioned Assistant Engineers/Asstt. Surveyor of Works working in this Department for administrative reasons and in public interest at the places indicated against each of them, with immediate effect.

Sl. No.	Name of Officer	Present place of posting	New place of posting
1	2	3	4
1.	Shri S. B. Gaude, Asstt. Engineer.	S. D. III, W. D. IV, Sanguem.	S. D. I, W. D. IV, I. D., Amona Quepem.
2.	Shri N. N. S. Molcornecar, Asstt. Engineer.	S. D. I, W. D. IV, Amona Quepem.	S. D. III, W. D. IV, I. D., Sanguem.
3.	Shri G. V. Chitnis, A. S. W.	Circle Office I, Panaji.	S. D. VII, W. D. I, I. D., Bicholim.
4.	Shri V. K. Thankappan, Asstt. Engineer.	S. D. VII, W. D. I, Bicholim.	Circle I, I. D., Panaji as A. S. W.
5.	Shri M. M. Anthony, A. S. W.	Works Div. II, Margao.	S. D. I, W. D. XIV, I. D., Quepem.
6.	Shri R. B. Ghanti, Asstt. Engineer.	S. D. I, W. D. XIV, Quepem.	Works Div. II, I. D., Margao as A. S. W.
7.	Shri S. A. Kamat, Asstt. Engineer.	S. D. III, W. D. II, Margao.	S. D., W. D. III, I. D., Ponda.
8.	Shri S. G. Naik, Asstt. Engineer.	S. D. II, W. D. III, Ponda.	S. D. III, W. D. II, I. D., Margao.
9.	Shri T. K. D. Pillai, Asstt. Engineer.	S. D. III, W. D. V, Kerim.	S. D. IV, W. D. V, I. D., Sanquelim.
10.	Shri M. S. Gokak, Asstt. Engineer.	S. D. IV, W. D. V, Sanquelim.	S. D. III, W. D. V, I. D., Kerim.
11.	Shri S. V. Pattan, Asstt. Engineer.	S. D. IV, W. D. X, Sanguem.	Circle III, I. D., Margao as A. S. W.
12.	Shri M. D. Kalgutkar, A. S. W.	Circle III, Margao.	S. D. IV, W. D. X, I. D., Sanguem.
13.	Shri T. A. Mohammad, Asstt. Engineer.	S. D. IV, W. D. IX, Margao.	S. D. I, Quality Control (South), C. P. O., Margao.
14.	Shri M. K. Jayarajan, Asstt. Engineer.	S. D. I, Quality Control (South), C.P.O., Margao.	S. D. IV, W. D. IX, I. D., Margao.
15.	Shri P. N. Melge, A. S. W.	Works Div. XIII, Margao.	S. D. I, W. D. XIII, I. D., Margao.
16.	Shri S. P. K. Sabhapati, Asstt. Engineer.	S. D. I, W. D. XIII, Margao.	Works Div. XIII, I. D., Margao as A. S. W.

## Department of Labour

## Order

No. 28/52/92-LAB

The following Award given by the Industrial Tribunal, Goa, Daman and Diu is hereby published as required under the provisions of Section 17 of the Industrial Dispute Act, 1947 (Central Act XIV of 1947).

By order and in the name of the Governor of Goa.

V. G. Manerkar, Under Secretary (Labour).

Panaji, 18th December, 1992.

IN THE INDUSTRIAL TRIBUNAL  
GOVERNMENT OF GOA  
AT PANAJI

(Before Shri M. A. Dhavale, Hon'ble Presiding Officer)

Ref. No. IT/49/92

Miss Rehana B. Shaikh — Workman/Party I  
V/s

M/s Carey & Franklin — Employer/Party II  
(Optician)

Panaji, dated: 21-11-1992.

## AWARD

In exercise of the powers conferred by clause (d) of Sub. Section (1) of Sec. 10 of the Industrial Disputes Act, 1947 the Government of Goa, by its order No. 28/27/92-LAB dated 31-7-1992 has referred the following issue for adjudication by this Tribunal.

(1) "Whether the action of the management of M/s Carey & Franklin (Optician), Panaji, in terminating the services of Miss Rehana Bi Sheikh, Clerk, with effect from 17-5-1991 is legal and justified?

(2) If not, to what relief the workperson is entitled?"

2. On receipt of this reference, a case at No. IT/49/92 was registered and notices were ordered to be sent to both the parties. The notice was duly served on Party II which appeared in this proceeding. However, the notice sent on the address of Party I-Workman was returned by the postal authorities probably because the addressee was not known. Thereafter on 14-10-1992 neither the workman nor the employer appeared before this Tribunal and hence the case was again posted on 20-11-1992 on which date there was no appearance on behalf of either side. In view of the matter and regard being had to the provisions contained in Rule 10(B) (9) of the Rules framed under the Industrial Disputes Act the only course open for me is to dismiss this reference for default.

3. I, therefore pass the following order.

## Order

The reference is dismissed for default with no order as to costs.

Inform the Government accordingly.

(M. A. Dhavale)  
Presiding Officer  
Industrial Tribunal

1	2	3	4
17.	Shri R. C. Dessai, Asstt. Engineer.	S. D. II, W. D. IX, Margao.	Works Div. IX, I. D., Margao.
18.	Shri B. A. Dessai, Asstt. Engineer.	Works Div. IX, Margao.	S. D. II, W. D. IX, I. D., Margao.
19.	Shri Shreedharan Chakkath, Asstt. Engineer.	S. D. IV, W. D. XII, Margao.	Works Div. XII, I. D., Margao as A. S. W.
20.	Shri Satish L. S. Kudchadkar, A. S. W.	Works Div. XII, Margao.	S. D. IV, W. D. XII, I. D., Margao.
21.	Shri H. P. Dhume, Asstt. Engineer.	S. D. IV, W. D. VIII, Mulgao.	Circle II, Colvale, as A. S. W.
22.	Shri P. B. Akki, Asstt. Engineer.	C. E. (Irrg) (Project), Panaji.	S. D. II, W. D. VII, I. D., Dhargal.
23.	Shri V. S. Honawad, Asstt. Engineer.	S. D. II, W. D. VII, Dhargal.	S. D. I, W. D. VIII, I. D., Tivim in existing vacancy.

The transferees should join at their new place of posting immediately.

The person at Sl. No. 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 22 should move first.

By order and in the name of the Governor of Goa.

R. C. Dharwad, Chief Engineer (Irrg.) & Ex-Officio Addl. Secretary.

Panaji, 6th November, 1996.

## Office of the Ex-Officio Additional Secretary

## Order

No. 3/22-2/88-IRRG

Government is pleased to order transfers/postings with immediate effect of the following Assistant Engineers working in the Irrigation Department in Public interest, against the places indicated below:—

Sr. No.	Name of the Officer	Present posting	New place of posting
1.	Shri S. G. Naik, Asstt. Engineer.	Sub-Div. III, Works Div. II, Margao.	Sub-Div. II, Works Div. III I.D., Ponda.
2.	Shri S. A. Kamat, Asstt. Engineer.	Sub-Div. II, Works Div. III, I.D., Ponda.	Sub-Div. III, Works Div. II, Margao vice Shri S. G. Naik, transfer.

By order and in the name of the Governor of Goa.

R. C. Dharwad, Ex-Officio Addl. Secretary.

Panaji, 24th January, 1997.



Order

No. 28/4/94-LAB

The following Award given by the Industrial Tribunal, Goa, Daman and Diu is hereby published as required under the provisions of Section 17 of the Industrial Dispute Act, 1947 (Central Act 14 of 1947).

By order and in the name of the Governor of Goa.

B. N. Bhat, Under Secretary (Labour).

Panaji, 30th January, 1995.

IN THE INDUSTRIAL TRIBUNAL  
GOVERNMENT OF GOA  
AT PANAJI

(Before Shri Ajit J. Agni, Hon'ble Presiding Officer)

Ref: No. IT/47/90

Shri Ashok Raiker, Rep. by  
The Old Anchor Dalmia Resort  
Employees Union, Mobor,  
Cavellossim-Goa.

— Workman/Party I

V/s

M/s The Old Anchor,  
Dalmia Resorts International,  
Pvt. Limited, Mobor,  
Cavellossim-Goa.

— Employer/Party II

Party-I represented by Adv. M. S. Bhandokar.

Party II represented by Adv. G. K. Sardessai.

Panaji, dated: 30-12-1994.

AWARD

In exercise of the powers conferred by clause (d) of Sub. Section (1) of Section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947), the Government of Goa by order dated 11-10-90 bearing No. 28/53/90-LAB referred the following dispute for adjudication by this Tribunal.

"Whether the action of the management of M/s. The Old Anchor, Dalmia Resorts International Private Limited, Cavellossim, in terminating the services of Shri Ashok Raiker, Assistant Kitchen Steward, with effect from 13-5-1990, is legal and justified ?

If not, to what relief the workman is entitled ?"

2. On receipt of the reference, a case was registered under No. IT/47/90 and registered A. D. notice was issued to the parties. In pursuance to the said notice the parties put in their appearance. The Party I (For short, 'Union') filed statement of claim at Exb. 3. In the statement of claim, the Union contended that the workman Ashok Raiker was employed as a trainee in the department of Kitchen Stewarding of the Party II (For short, 'employer') from 10th Feb., 1989 on payment of Rs. 700/- per month as a stipend. The employer illegally terminated the services of the workman Ashok Raiker w.e.f. 15th March, 1989 and the workman raised industrial dispute before the Deputy Labour Commissioner, Margao. During the conciliation proceedings a settlement was arrived at whereby the employer agreed to take back the workman in employment from 13-11-1989. However, when the workman went to join the services to the Hotel of the

employer on 13-11-1989, he was told that there were instructions from the management not to allow him to enter the premises. The Union contended that though as per the settlement, the workman was to be taken in employment from 13-11-89, he was refused employment from that day till 5-12-89. On 12-5-90 the workman worked for the first half of the shift i.e. from 7.00 a.m. to 11.00 a.m. and thereafter he was supposed to work in the 2nd half of the shift i.e. from 3.00 p.m. to 7.00 p.m. However, he did not work for the 2nd half shift as he was sick and after recovering from sickness he went to join duties on 15-5-90 with the certificate issued by E.S.I. However, the workman was not allowed to enter the Hotel premises. The Union has contended that the act on the part of the employer amounted to termination of the services of the workman Shri Raiker which was illegal and unjustified. The Union further contended that before the termination of the services, no enquiry was held against Mr. Raiker. The Union therefore claimed that the workman Raiker was entitled for reinstatement with full back wages and continuity in service from the date of the refusal of employment and also was entitled to wages from 13-11-89 to 5-12-89. The employer filed a written statement stating that there was no industrial dispute as the employer did not terminate the services of the workman. The employer contended that the workman ceased to be in service as a result of the completion of the probationary period. The employer stated that the workman was appointed as a Trainee in the Kitchen Stewarding Department w.e.f. 10-2-89 and it was found that he was very irregular and indifferent towards his duties. The workman was also not carrying out instructions given to him by his Sectional head nor he was following the training programme laid down. It was for this reason that his training period was terminated. The employer admitted that there was a settlement arrived at before the Dy. Labour Commissioner, Margao. The employer contended that the workman Mr. Raiker was required to report for duties on 13th November, 1989. However, he reported for duty on 6-12-89. The workman Mr. Raiker was agreed to be taken in employment as a probationary workman. The employer stated that during the period of probation performance of Mr. Raiker was found to be unsatisfactory and his records indicated that no purpose would be served in extending his probationary period. Therefore, Mr. Burra, Unit Financial Controller of the employer told the workman Raiker on 5th May, 1990 that the management had no option but to treat this probationary period as being ceased automatically on and from 12th May, 1990. The employer stated that the workman Mr. Raiker did not report for the 2nd part of the shift on 12th May, 1990 on which day his statement of account and all his legal dues were kept ready. However, the same was given to him on 15th May, 1990 but the workman Mr. Raiker refused to accept the same. The employer denied that there was any termination of service of the workman Shri Raiker by the employer. The employer also denied that there was violation of Section 73 of the ESI Act or there was any victimisation. The employer contended that its action in not extending the probation period was legal, proper and justified and therefore the workman Raiker was not entitled to any reliefs. Thereafter the Union filed rejoinder at Exb. 11 controverting the pleadings made by the employer in the written statement.

3. After the issues were framed at Exb. 13, the case was fixed for recording the evidence of the employer on 1-12-94 the Union and the Employer submitted that the dispute between the workman and the employer was amicably settled and they filed the Memo of settlement dated 1-12-94 Exb. 15. The Union and the Employer prayed that the consent award be passed in terms of the settlement. I have gone through the terms of the settlement-Exb. 15 and I find that the same are in the interest of the workman. I therefore, accept the submissions made by the Union and the Employer and pass the consent award in terms of the settlement dated 1st December 1994 - Exb. 15.

**Order**

1. It is agreed by Party II that Mr. Ashok Raikar, the workman concerned in Reference shall be paid a sum of Rs. 25,000/- (Rupees twenty five thousand only) in full and final settlement of all his claims including statutory dues arising out of his employment.

2. It is agreed by Mr. Ashok Raikar, the workman concerned in the Reference that he shall accept a sum of Rs. 25,000/- (Rupees twenty five thousand only) as mentioned in clause (1) above in full and final settlement of all his claims, including statutory dues arising out of employment and he further confirms that he shall have no claim of whatsoever nature against Party II, including claim of reinstatement or re-employment.

3. It is agreed by the Parties to the Reference that Mr. Ashok Raikar shall be paid a sum of Rs. 5,000/- (Rupees five thousand) as a part of payment on or before 31st December, 1994.

4. It is further agreed between the Parties that the remaining Rs. 20,000/- (Rupees twenty thousand only) shall be paid to Mr. Ashok Raikar, on or before 31st December, 1994.

5. It is agreed by Mr. Ashok Raikar that in view of the above, his entire dispute with Party II is conclusively settled.

There shall be no order as to costs. Inform the Government accordingly.

(Ajit J. Agni)  
Presiding Officer  
Industrial Tribunal

**Department of Law & Judiciary**  
**Law (Establishment) Division**

**Notification by the High Court of Judicature**  
**Appellate Side, Bombay**

No. A. 3902/G/96

In exercise of the powers conferred by Section 11(3) of the Code of Criminal Procedure, 1973 (No. 2 of 1974), the Honourable the Chief Justice and Judges are hereby pleased to confer the powers of a Judicial Magistrate of the First Class on Shri Bharat Pandurang Deshpande, Civil Judge, Senior Division and Judicial Magistrate, First Class, Ponda, District Panaji.

High Court, Appellate Side,

Bombay, 10th October, 1996.

*B. B. Varale*

Registrar

**Department of Public Health**

**Notification**

No. 13/42/92-I/PHD

In exercise of the powers conferred by sub-section (1) of section 20 of the Drugs and Cosmetics Act, 1940 (Central Act 23 of 1940), the Government of Goa hereby appoints Shri Ramakant S. Sansguiri,

Ex-Senior Scientific Officer of the Combined Food and Drugs Laboratory of the Directorate of Food and Drugs Administration, Government of Goa, as Government Analyst (whose services are engaged on contract basis, with effect from 1-4-1996) for the whole State of Goa, in respect of all classes of drugs other than those specified in Schedule C and C(1) as well as cosmetics and those drugs specified in Schedule C and C(1) except Item number 1 to 7, 13, 14 and 16 of the Schedule C appended to the Drugs and Cosmetics Rules, 1945.

By order and in the name of the Governor of Goa.

*Celina Dias e Caldeira*, Under Secretary (Health).

Panaji, 23rd October, 1996.

**Order**

No. 5-60-80/PHD

On recommendation of the Goa Public Service Commission vide letter No. COM/II/11/30(4)/92 dated 9-1-97, Government is pleased to promote Dr. (Mrs) Meenakshi V. Bargi, Assistant Professor of Anatomy to the post of Associate Professor of Anatomy in Goa Medical College on regular basis in the pay scale of Rs. 3000-100-3500-125-5000+N.P.A.+spl. pay of Rs. 200/- per month with immediate effect.

By order and in the name of the Governor of Goa.

*E. A. Cardozo*, Under Secretary (Health).

Panaji, 29th January, 1997.

**Department of Revenue**

**Notification**

No. 22/54/94-RD

Whereas by Government Notification No. 22/54/94-RD dated 22-6-94 published on page 233 of Series II, No. 17 of the Official Gazette dated 28-7-94 and in two newspapers (1) Tarun Bharat dated 30-6-94 (2) Herald dated 30-6-94 it was notified under section 4 of the Land Acquisition Act, 1894 (Central Act I of 1894) (hereinafter referred to as "the said Act") that the land specified in the Schedule appended to the said Notification was likely to be needed for the public purpose viz. M. I. Tank at Amthane for Sub-Mergence (addl. area).

And whereas, the Government of Goa (hereinafter referred to as the "Government") after considering the report made under sub-section (2) of section 5A of the said Act is satisfied that the land specified in the Schedule hereto needed for the public purpose specified above (hereinafter referred to "the said land").

Now, therefore, the Government hereby declares, under section 6 of the said Act, that the said land is required for the public purpose specified above.

2. The Government also appoints, under clause (c) of section 3 of the said Act the Dy. Collector (LA), Collectorate of North Goa, Panaji to perform the functions of a Collector for all proceedings

hereinafter to be taken in respect of the said land and directs him under section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the Dy. Collector (LA), Collectorate of North Goa, Panaji till the award is made under section 11.

### SCHEDULE

(Description of the said land)

Taluka: Bicholim

Village: Dhumase

Survey No./ Sub Div. No.	Names of the persons believed to be interested	Approx. area in sq. mts.
1	2	3
12/1 part	O: Nanu Manguesh Advalpalkar. T: Babuli Bala Naik.	280
12/12 "	O: Nanu Manguesh Advalpalkar. T: Sada Bala Naik.	75
12/13 "	O: Nanu Manguesh Advalpalkar.	175
20/1 "	O: M. J. Shenai Mencurkar. T: Sada Bala Naik.	500
20/2 "	O: M. J. Shenai Mencurkar. T: Shankar Bala Naik.	475
20/3 "	O: M. J. Shenai Mencurkar. T: Bhudu Babu Naik.	475
20/4 "	O: M. J. Shenai Mencurkar. T: Babuli Babu Naik.	400
20/5 "	O: M. J. Shenai Mencurkar. T: Keshav Babu Naik.	375

1	2	3
20/6 part	O: M. J. Shenai Mencurkar. T: Bhudu Babu Naik.	53
20/8 "	O: M. J. Shenai Mencurkar. T: Babali Babu Naik.	25
20/9 "	O: M. J. Shenai Mencurkar. T: Sadu Bdu Naik.	237

#### Boundaries:

North: Sy. No. 12/1, 12.

South: Area acquired under Notification No. 22/185/81-RD dt. 30-10-82.

East: — do —.

West: Sy. No. 31, Nala and area acquired under Notification No. 22/185/81-RD dt. 30-10-82.

Taluka: Bicholim

Village: Latambarcem

673 part	O: Vithoba D. Gaonkar. Daktu V. Gaonkar. Chandrakant K. Gaonkar. Yeshwant Naglo Gaonkar.	730
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#### Boundaries:

North: Sy. No. 672, S. No. 674.

South: Sy. No. 673.

East: — do —.

West: — do —.

Total ..... 4800

By order and in the name of the Governor of Goa.

Maria A. Rodrigues, Under Secretary (Revenue).

Panaji, 20th December, 1995.